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November 22, 2005

Receiver: U.S. Patent and Trademark Office

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Sender: Susan W. Xu for Ramin Mahboubian

Our Ref. No.: SUN1P506

Re: Application No. 09/724,732

Pages Including Cover Sheet(s): (04)

MESSAGE:

Sir:

Please deliver the attached Applicant Initiated Interview Request Form for the above referenced application to Examiner Huynh.

Please enter this in the file.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Courtney et al.	Attorney Docket No.: SUN1P506/P4151
Application No.: 09/724,732	Examiner: HUYNH, SON P.
Filed: November 28, 2000	Group: 2611
Title: METHODS AND APPARATUS FOR ACCESSING SYNCHRONIZED BROADCAST DATA	Confirmation No.: 7770

APPLICANT INITIATED INTERVIEW REQUEST FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Tentative Participants:

1) **R. Mahboubian**   2)
3)   4)

Proposed Date of Interview: **November 30, 2005**   Proposed Time: **2:00 PM** (Eastern Time)

Type of Interview Requested:

☒ Telephone   ☐ Personal   ☐ Video Conference

Exhibit to be Shown or Demonstrated: ☐ Yes   ☒ No
If yes, provide brief description:

ISSUES TO BE DISCUSSED

Issues (Rej., Obj., etc.)	Claims/ Fig., #s	Prior Art	Discussed	Agreed	Not Agreed
1) 103	Claim 1	*Fries and Smyers et al.*	☐	☐	☐
2)			☐	☐	☐
3)			☐	☐	☐

SUN1P506/P4151   1 of 3

BRIEF DESCRIPTION OF AGRUMENTS TO BE PRESENTED:

The Examiner has noted that *Fries* does NOT disclose an application program using an application programming interface to initiate a listener for a selected portion of synchronized data (Office Action, page 6). Accordingly, it is respectfully submitted that *Fries* cannot possibly teach: "a listener that determines whether the selected portion of synchronized data is available for access and notifies the application program that the selected portion of synchronized data can be accessed via a point of access which can be linked to the listener when the listener determines that the selected portion of synchronized data is available and can be accessed" (claim 1). Thus, the Examiner's rejection is improper and should be withdrawn.

Furthermore, contrary to the Examiner's assertion (Office Action, Page 6), it is respectfully submitted that *Smyers et al.* does NOT teach an application program that uses an application program interface for a selected portion of synchronized data transmitted by a broadcaster. It is noted that *Smyers et al.* states that: "an API (20) maintains a buffer descriptor for each buffer within a linked list and manages the flow of the isochronous data between the application, the assigned buffers and the bus structure (28)" (*Smyers et al.*, Col. 6, lines 15-35). However, it is respectfully submitted that the buffer descriptors of *Smyers et al* do NOT teach or suggest a listener interface provided as an application programming interface, wherein the listener determines whether the selected portion of synchronized data transmitted by a broadcaster is available for access.

Still further, it is respectfully submitted that neither *Fries* nor *Smyers et al.* teach or suggest notifying the application program that a selected portion of synchronized data can be accessed at a point of access which is linked to the listener when the listener determines that the selected portion of synchronized data is available (claim 1).

Finally, it is respectfully submitted that the Examiner has not established a prima facie case of obviousness because the Examiner has not shown a motivation or suggestion in the cited references themselves for combining them. Clearly, the mere assertion that the resulting combination may "improve efficiency of the systems" in itself does NOT show a motivation or suggestion for combining the cited references in the first place.

1.   (Currently Amended) A receiver suitable for accessing selected portions of synchronized data transmitted by a broadcaster in a broadcasting system, the receiver comprising:

a synchronized data accessing system capable of providing an application program with access to synchronized data transmitted by the broadcaster in the broadcasting system, the synchronized data accessing system including an application programming interface which can be used by the application program as an interface to the synchronized data accessing system, wherein the application programming interface can also be used by the application program to initiate a listener provided by the application programming interface as a listener interface for accessing a selected portion of synchronized data transmitted by said the broadcaster and, wherein the application subsequently waits wait for a notification that notifies the application program that the selected portion of synchronized data is available and can be accessed by the application program after initiating the listener, wherein the listener determines whether the selected portion of synchronized data is available for access and notifies the application program that the selected portion of synchronized data can be accessed at a point of access which can be linked to the listener when the listener determines that the selected portion of synchronized data is available and can be accessed, thereby allowing the application program to access the selected portion of synchronized data at the point of access when it becomes available without having to monitor the data transmitted by the broadcaster for broadcast of the selected portion of synchronized data.

An interview was conducted on the above-identified application on   .

*Note: This form should be completed be applicant and submitted to the examiner in advance of the interview (see MPEP §713.01). This application will not be delay from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFT 1.33(b)) as soon as possible.

_____   _____
(Applicant/Applicant's Representative)   (Examiner/SPE Signature)
Signature)

SUN1P506/P4151   3 of 3

PAGE 4/4 * RCVD AT 11/22/2005 7:34:17 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/24 * DNIS:2738300 * CSID:16509618301 * DURATION (mm-ss):01-54